

FRAUD CHARGED IN MAGAZINE MERGER

Postal Authorities Begin Investigation of Columbian Publishing Company.

BOOKS AND PAPERS SEIZED

Stockholders of Hampton's Anxious to Learn What Became of \$350,000 Assets.

New York, October 8.—In an inquiry by the postal authorities into allegations of a fraudulent use of the mails in diverting and selling magazines, all the books and papers of the Columbian Magazine Publishing Company, prior to its recent merger with Hampton's Magazine under the direction of the Columbia-Sterling Publishing Company, were surrendered yesterday.

The action was taken in answer to subpoenas to appear before the grand jury and testify concerning the assets and business methods of the Columbian Publishing Company prior to its merger with Hampton's Magazine. Three other officers and associates of the old Columbian company, it was reported, have been subpoenaed to appear before the grand jury, of whom two are said to have left the jurisdiction of the Federal court since the postal investigation started.

The investigation was set afoot as a result of complaints by preferred stockholders of Hampton's Magazine who some months ago found themselves called upon to exchange two shares of their preferred stock for one share of common stock in the Columbia-Sterling Publishing Company, with which, to the surprise of most of them, they learned their magazine had been merged.

Certain of these stockholders and creditors of Hampton's Magazine, chief among whom is Benjamin R. Hampton himself, are now anxious to know what is going to become of the merged Hampton-Columbian Magazine, and have joined to the management of the Columbian Sterling Company before resorting to the extreme measure of throwing the magazine and its publishers into a receivership.

Benjamin Hampton made a statement last night in which he says that two years ago, in order to avoid falling under obligations to big moneyed interests, it was decided to appeal to the public to become stockholders of the Broadway Magazine, and 4,000 subscribers paid in their money for 7 per cent. preferred stock with a bonus of common stock. From time to time thereafter each stockholder received circulars telling of the remarkable growth in the magazine's circulation and advertising matter. The stockholders, he said, began to wonder why a magazine that was growing more rapidly than any other, could not pay at least a small dividend. Hampton's never did. All the large earnings, they were told, went to build up the magazine's business.

Mr. Hampton says too small a margin of working capital had been allowed, and last fall the company became pressed for ready money. Then, he says, the animosity of the moneyed interests he had attacked began to turn upon him, and attempts were made to depress the value of the stock, which he says he refused to do. The money was refused at the banks. The libel suit of the Standard Oil Company, too, he said, made it hard to get loans.

In April, Mr. Hampton says, when the press for money was at its worst, he was informed that the Columbian Magazine, backed by big capitalists, wanted to buy Hampton's. It was represented to him, he says, that the Columbian had cash and bonds to the amount of \$200,000 and available quick assets of \$150,000 more. A proposition was made, he says, whereby the Columbian people were to pay him \$500,000 in cash for his stock and wanted to make a satisfactory offer of exchange to Hampton's preferred stockholders, or to buy back their stock at par, plus interest. Later, however, he says, there was considerable discrimination by the Columbian Company, and Hampton's declared the deal off.

In the last week, Mr. Hampton says, with his company acting several small suits which they feared would bring on a receivership, he learned that Frank Orff, of St. Louis, was consolidating the Columbian Magazine with several of his own publications, and wanted to take over Hampton's. "We objected to any deal with any one connected with the Columbia because of our previous experience," he says, "but when we were convinced that we could make no other move, our representatives met Mr. Orff and his lawyers, and a contract, which was satisfactory in any way to us, was accepted because we believed it meant that our creditors would be paid in full and that the investment of our stockholders would be saved."

Mr. Hampton declared that he himself declined to hold stock in the company because he did not wish to be a partner in a publishing business he could not control. Finally, however, he says, a block of stock to the amount

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of \$500,000 was set aside in his name, to cover the amount of his "investment," back salary and claims. He finally accepted, in lieu of the stock, notes, bearing no interest and unsecured, to the amount of \$250,000.

What the Hampton stockholders, the creditors and the postal authorities are now trying to find out, apparently, is what became of the \$350,000 of cash and quick assets said to have been owned by the Columbian Magazine Company before May 1.

HOPE TO ASSIST IN ENDING STRIKE

(Continued From First Page.)

had to see that justice was accorded both sides.

Both speakers cautioned the strikers to preserve peace and order.

W. E. Bowen, general secretary of the Federation of Employees of the Illinois Central, in a speech, declared that the men on strike were willing to modify their demands on the company in order to reach an agreement. He also asserted that the cause of the strikers has been misrepresented and that the strike probably would not have been declared if the roads had given the men a hearing which he asserted, they steadfastly refused to do. Mr. Bowen declared that it was his belief that the power of Governor Noel, of Mississippi, or any other governor to settle the strike, and contended that this could be done through dealings with the Federation of Employees alone.

No violence was reported to-day, but police are investigating the burning early this morning of an Illinois Central freight warehouse on LaFayette and Clara streets, at an estimated loss of \$15,000. The fire supposedly was of incendiary origin.

BOTH SIDES SATISFIED.

Chicago, Ill., October 8.—Quiet prevailed today in the strike of shop workers on the Illinois Central and other Harriman railroads, according to the announcements of railroad officials to-night.

The men asserted that the men were becoming dissatisfied with the strike, and that train movements were satisfactory. Union leaders, however, maintain that the men are prepared to remain out all winter if necessary.

NOEL CAN'T ACCEPT.

Jackson, Miss., October 8.—Governor Noel announced to-night that it would not be possible for him to accept the suggestion of Governor Hooper, of Tennessee, that instead of the conference arranged to be held here to-morrow between the Governor, President Markham, of the Illinois Central Railroad, and local employees of the railroad now on a strike, a joint conference with a committee named by Governor Hooper to be held in Memphis, Tennessee, be held here to-morrow, said Governor Noel. "I am not at liberty to make such an arrangement in behalf of representatives of the striking employees, neither have I the power to act for President Markham in the matter."

DOLLAR RECORDS WILL BE SMASHED

(Continued From First Page.)

baseball is something that cannot be forecast in advance. The element of uncertainty is always great. I believe that my youngsters will make a good showing from start to finish, but I would not care to offer a prophecy on the final result. I can only say that we have hopes."

SCHEDULE OF GAMES.

The schedule determined by lot under the supervision of the commission, as provided for by the rules, follows: Saturday, October 14, New York. Monday, October 16, Philadelphia. Tuesday, October 17, New York. Wednesday, October 18, Philadelphia. Thursday, October 19, New York. Friday, October 20, Philadelphia. In case a scheduled game be postponed for legal causes or shall be with a score tied, it shall be played off on the grounds on which it was originally scheduled before the game following it in the schedule for the

Normal Weather Is Week's Promise

Washington, October 8.—Normal weather conditions generally throughout the country were predicted to-day for this week by William L. Moore, chief of the United States Weather Bureau. In the weather bulletin he says:

"The indications are that the usual atmospheric activity in the United States, which prevailed during the last two weeks, will be succeeded the coming week by a normal progression of high and low pressure areas across the country. The disturbances in all probability will move in high latitudes, and hence the rainfall during the week will be generally light, except in the Pacific States, where rains will be frequent."

"The temperature during the week will be normal for the season generally. The next disturbance to cross the country will appear in the Northwest Monday or Tuesday, across the Middle West Tuesday or Wednesday, and reach the St. Lawrence Valley about Thursday; it will be preceded by a general rise in temperature, attended by a short period of local rains, and be followed by a change to colder weather, with probably frosts in the northern half of the country."

"There are no indications at the present time of a disturbance in the Gulf of Mexico or the Caribbean Sea. A barometric depression appears some distance south of Bermuda, but it is probable that it will move northward and not reach the Atlantic coast."

chief clerk at the Corn Exchange National Bank, who is in charge of the payroll, to-day.

"We haven't a teller who doesn't get more than \$1,500 a year, and some of them receive \$2,000, \$2,500 and \$3,000. There are assistant tellers who are getting \$1,500 a year, but the men with the real responsibilities are better paid than that. The messenger boys get \$30 a month, if they are beginners. Include all of these young men and boys, and the average pay for clerks in this bank is more than \$1,000 annually. Some of our clerks get \$1,500."

"Even though the Chicago banks pay better salaries than do the New York banks, there is still great room for improvement, and I should say that they were underpaid," said James M. Hurst, assistant cashier of the National Bank of the Republic. "When I saw that I would take into consideration the bank's business, I would not want to put a boy of mine in the banking business."

"The farther West you go, the better pay bank employees receive," said Henry S. Henschen, cashier of the State Bank of Chicago. "I know from talks with Pacific coast brokers that the men in their positions receive greater salaries than do the employees of the Chicago banks, and Chicago pays better than does New York."

"The New York wages mentioned are below the Chicago standard for experienced men. Of course, there are many clerks who are beginners, who will not receive \$1,000 a year, while there are other clerks who can make \$1,500 annually. Tellers here receive from \$2,000 to \$2,500 if they are experienced."

According to Mr. Gary, of the Corn Exchange National Bank, most of the men in Chicago who have applied for banking positions in recent years are not college graduates, but the sons of plumbers, bricklayers, carpenters and other artisans.

TRIAL OPENS THIS WEEK

Venturemen in Case of Alleged Dynamite Will Report To-day.

Los Angeles, Cal., October 8.—With the opening to-morrow of the preliminary examination of 125 venturemen by Judge Walter Bordwell, of the Superior Court, the trial of the alleged dynamite conspirators, John J. and J. B. McNamara, virtually have begun, although the case itself will not be called until Wednesday.

Judge Bordwell ordered that the venturemen report to him to-morrow that he may clear out those who have legal excuses, leaving for the examination of attorneys Wednesday only those who could be retained for cause. The names of the venturemen will not be made public until to-morrow by Judge Bordwell's orders.

Chief of Police Sebastian, has assigned ten plain clothes men to duty in the courtroom, and Sheriff Hummel has arranged to attend the trial, but has ordered that thirty constables constantly be ready to respond to call.

On Wednesday it officially will be stated whether the defense prefers that the brothers be tried separately or together. The defense already has announced informally that it prefers separate trials, the announcement of District Attorney John D. Fredericks that if the defense made that move he would try John J. McNamara first.

ROCKEFELLER LOST NICKEL

Coin Found in Cushion of Automobile Oil Man Sold.

Cleveland, October 7.—"I fear that I have lost a nickel that belongs to John D. That is no temptation for an honest workman to face continually, so I am going to send it to him and ask him if he can identify it. If he does I am going to ask him to soak it away in the bath."

PRESERVES A SCENIC WONDER.

Washington, October 8.—"The falls and hanging lake" in the canyon of Grand River, Colorado, one of the most wonderful scenic attractions in America, are included in the homestead entry of Thomas L. Bailey, which has been held for cancellation by Commissioner Dennett, of the General Land Office.

The beauty of the place practically decided the case, Commissioner Dennett held that the scenic value of the site, its accessibility to tourists, its worthlessness for agricultural purposes and its usefulness as a permanent abode, together with the fact that the improvements, convinced him of the absolute lack of good faith. This land was granted by Congress last year to Glenwood Springs for a public park. If the commissioner's decision is not reversed by the Secretary of the Interior the land will revert to Glenwood Springs.

LOTTERY NO CRIME AS WOMEN PLAY IT

Scranton Grand Jury Refuses to Indict Club Secretary Accused of Violating Law.

Scranton, Pa., October 8.—Between 300 and 400 women—members of various clubs throughout the city—breathed a sigh of relief Saturday afternoon when it became known that the grand jury, in session here all week, had ignored the bill against Mrs. Jane Matthews, of Evans Court, secretary of a local women's organization, charged with conducting a lottery in connection with the social activities of the club.

Mrs. Matthews was arrested two weeks ago on the charge of obtaining money under false pretenses, and was arraigned before Alderman Timothy Jones and held in \$300 bail to await the action of the grand jury. It developed at the hearing that the women's club, of which Mrs. Matthews was secretary, met once each week, and besides the members indulging in such diversions as whist and bridge, every member contributed \$1 to a common fund or "pool," the proceeds of which went to the lucky one holding the winning number in a drawing which followed.

Two weeks ago Mrs. Hannah Quinn Davis won the "pot." There were thirty-six members of the club, but when she went to collect that number of dollars she was told by Mrs. Matthews that the former's mother-in-law, Mrs. Martha Davis, had collected the money claiming to be the son, the winner's husband, was indebted to her for that amount and more.

The mother-in-law's refusal to turn over the money resulted in the arrest of Mrs. Matthews. The police learned, following the hearing, that there were a dozen such clubs in the city, and resolved to make a test case of the one involving Mrs. Matthews. The latter told the court at the hearing that she did not know she was violating the law and would gladly withdraw as an officer of the club. The matter was, however, placed before the grand jury, but that body refused to take action against the accused.

SHE GOT \$3.50 FOR SEVEN KISSES; WANTS \$20,000

Breach of Promise Suit Follows Missouri Farmer's Ocularary Episode.

St. Joseph, Mo., October 8.—After having accepted 50 cents apiece for seven kisses, Miss Margaret Chase, an attractive young woman of South St. Joseph, believes she sold too cheaply and has sued W. L. Maget, a wealthy farmer of Dearborn, Mo., for \$20,000 additional compensation. Back of the suit, it is said, is a change in mind on the part of Maget, which leaves him still a bachelor, for Miss Chase alleges that he promised to marry her.

When Maget came to St. Joseph last April to market several carloads of cattle, he called on Miss Chase. In her suit, she says Maget clasped her tightly in his arms and kissed her seven times. This is Maget's version of the episode, in his answer to the suit: "Plaintiff came to me immediately in front of the defendant and lifted her lips up near and in close proximity to the lips of the defendant; that, in response to the invitation of looks, lips and manner and suggestion of the plaintiff, he did, without force or violence, kiss the plaintiff in response to her said invitation and with her full consent."

Maget admits he enjoyed the kisses, and he says Miss Chase appeared to enjoy them also, so much so, in fact, that he kissed her several times again. When he rose to go, Maget declares, she playfully said that her kisses were worth money, and that he should kiss her again. Maget owed her \$3.50 for seven kisses, at 50 cents each. The kisses were worth the money, Maget admits, and he promptly gave her \$2.50.

But whatever said kisses were worth anything, the defendant's answer concluded that they were full and completely paid for in accordance with the plaintiff's estimate of their current value.

SAYS RAGTIME WILL DRIVE US ALL CRAZY

Dr. Brunner Declares He Hears Nothing but Tramp Music in This Country.

Los Angeles, Cal., October 8.—That ragtime music will eventually drive the American public crazy because of its effect upon the nervous system and brain cells of the human system, and that it is mainly responsible for many business failures and cases of hopeless insanity, is the belief of Dr. Ludwig Brunner, late instructor in the Imperial Academy of Medical Research at Berlin, who arrived here yesterday.

"Your ragtime air jars the nerve centres and causes an irritation of the brain cells," says the doctor. "While the roll and thump of ragtime is exhilarating to the senses and acts as a stimulant, it has the after effects of an injurious drug that will eventually stagnate the brain cells and wreck the nervous system."

"I have been in this country several months and everywhere I have visited, New York, Chicago, New Orleans and San Francisco, the little minds are crazy with ragtime."

"If something be not done the classical music of the long ago will be a thing of the past entirely, and they will be singing national hymns in ragtime."

PASTOR'S BLOOD DIDN'T SAVE.

Submitted to Transfusion for Paralysis, Who Died in Spite of It.

Nashua, N. H., October 8.—Sacred by the Rev. William Porter Niles in submitting to a transfusion of blood into the veins of a parishioner at the Church of the Good Shepherd proved unavailing, as the patient, Mrs. Nina Herlick Burns, died at midnight.

Death was the result of typhoid fever contracted at York Beach two months ago. It was the hope of giving her renewed strength when she returned to her home here that the clergyman willingly consented to give some of his blood. Mrs. Burns is survived by her husband, a lawyer of this city, and three small children.

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OBITUARY

Dr. August Schemmell.

[Special to The Times-Dispatch.]
Farmville, Va., October 8.—Dr. August Schemmell died this afternoon at his home, on High Street. Dr. Schemmell attended Sunday school, and, feeling badly afterwards, walked to the office of a physician and received medical attention. In less than one hour after returning to his home he had passed away.

DEATHS

ASKEW.—Died, at 8:10 P. M., Saturday, October 7, at his residence, 165 North Twenty-ninth Street, J. A. ASKEW, aged fifty-five.

Funeral will take place TO-DAY at 4 o'clock from above residence, Interment Oakwood. The bearers will be M. C. Gantzer, M. J. Winfree, John Wyatt, B. W. Carson, C. Buchanan, J. Faherty, T. Cunningham, W. Capers.

The following papers please copy: Los Angeles Times, Baltimore Sun, Raleigh News and Observer and Philadelphia papers.

TOLER.—Died, October 8, at the residence of her daughter, Mrs. W. S. Doughty, 2108 West Cary Street, Mrs. ELLEN C. TOLER, widow of R. T. L. Toler, in her seventy-third year. She leaves three sons and one daughter to mourn their loss—James M., Aubrey L., Chas. E. and Mrs. W. S. Doughty.

Funeral from the above residence TO-DAY, October 10, at 10 o'clock. Interment Riverview Cemetery.

IN MEMORIAM

THOMAS.—In sad but loving remembrance of my dear husband, JAMES W. THOMAS, JR., died September 16, 1910.

Oh, what could heal the grief we feel,
For hopes that come no more,
Had we ne'er heard the Scripture word,
"Not lost, but gone before?"

Oh, then at last, life's trials past,
I'll meet my love once more,
Whose feet have trod the path of God—
"Not lost, but gone before."

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